

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MIDDLE PENNSYLVANIA
THE HONORABLE JOHN J THOMAS, PRESIDING
MAX ROSENN US COURTHOUSE CALENDAR

THURSDAY, MARCH 19, 2015

HEARING ROOM: COURTROOM 2

09:30 AM

5:12-BK-04667-JJT

GARY J CAMPBELL

CH: 7

#1

Status Conference

Dkt #:

Rel #: 57

VACATED: WRITTEN STATUS REPORT FILED

ATTORNEY: DAVID J. HARRIS (TRUSTEE OLEYAR)

5:15-BK-00404-JJT

CHRISTINA L NORMAN

CH: 7

#2

Exhibit D - Waiver of Credit Counseling Requirement

Dkt #:

Rel #: 1

OTHER: CHRISTINA NORMAN, PRO SE

5:14-BK-03672-JJT

EDISON & DEBORAH MCPHERSON

CH: 7

#3

Objection (#68) to Claim of Exemptions filed by Trustee and Answer (#75) filed by Debtors

Dkt #:

Rel #: 68

ATTORNEY: WILLIAM G SCHWAB (WILLIAM G SCHWAB (TRUSTEE))

OTHER: EDISON MCPHERSON, DEBORAH MCPHERSON

5:14-BK-01891-JJT

TROY LEDYARD THOMPSON

CH: 7

#4

Motion (#156) for Examination under Rule 2004 of Charles Laputka, Esq. filed by Jeffrey Kurtzman, Esq. on behalf of Trustee and Answer (#159) filed by Charles Laputka, Esq. on behalf of Debtor

Dkt #:

Rel #: 156

ATTORNEY: JEFFREY D KURTZMAN (WILLIAM G SCHWAB (TRUSTEE))

ATTORNEY: CHARLES LAPUTKA (TROY LEDYARD THOMPSON)

09:30 AM

5:13-BK-04454-JJT

GILBERT & MIRTA S ORTIZ

CH: 13

#5

Motion (#27) to Redact filed by Nicole LaBletta, Esq. on behalf of Specialized Loan Servicing

Dkt #:

Rel #: 27

VACATED: ORDER ENTERED

ATTORNEY: VINCENT RUBINO (GILBERT ORTIZ, MIRTA S ORTIZ)

5:09-BK-07757-JJT

DUANE D LONG

CH: 13

#6

Motion (#56) for Relief from Stay re: 107 Parish Street, Dallas, Pa filed by Kimberly Bonner, Esq. on behalf of Wells Fargo Bank and Answer (#57)

Dkt #:

Rel #: 56

ATTORNEY: Lisa M. Doran (Duane D Long)

ATTORNEY: KIMBERLY A BONNER (WELLS FARGO BANK)

5:12-BK-02073-JJT

SAINT CATHERINE HOSPITAL OF PENNSYLVANIA, LLC

CH: 7

#7

Motion (#1116) for Relief from Stay re: Setoff of Medicare payments filed by Geoffrey John Klimas, Esq. on behalf of DOJ Tax Division and Objection (#1117) filed by Kathryn Perkins, Esq. on behalf of Trustee

****William Schwab, Esq., Kathryn Evans, Esq., Geoffrey Klimas, Esq. via CourtCall**

Dkt #:

Rel #: 1116

ATTORNEY: WILLIAM G SCHWAB (WILLIAM G SCHWAB (TRUSTEE))

ATTORNEY: JEFFREY D KURTZMAN (WILLIAM G SCHWAB (TRUSTEE))

ATTORNEY: GEOFFREY JOHN KLIMAS (UNITED STATES OF AMERICA)

5:13-BK-02859-JJT

MARGARET M. ROSE

CH: 13

#8

Motion (#27) for Relief from Stay re: 107 Juniper Terrace, Dingmans Ferry, PA filed by Kimberly Bonner, Esq. on behalf of Wells Fargo Bank and Answer (#28)

Dkt #:

Rel #: 27

ATTORNEY: VERN S. LAZAROFF (MARGARET M. ROSE)

ATTORNEY: KIMBERLY A BONNER (WELLS FARGO BANK, N.A.)

ATTORNEY: KIMBERLY A BONNER (WELLS FARGO BANK, N.A.)

09:30 AM

5:13-BK-03252-JJT

EDGAR E & PURA C. RIVERA

CH: 13

#9

Motion (#38) for Relief from Stay re: 560 Adie Drive, Effort, PA filed by Chrisovalante Fliako, Esq. on behalf of Wells Fargo Bank and Answers (#40)

Dkt #: **Rel #:** 38

VACATED: STIPULATION TO BE FILED

ATTORNEY: TIMOTHY B. FISHER (EDGAR E RIVERA, PURA C. RIVERA)

ATTORNEY: CHRISOVALANTE FLIAKOS (WELLS FARGO BANK, N.A.)

5:14-BK-02716-JJT

VINCENT S. & JANINE SHAHIN

CH: 13

#10

Motion (#62) for Relief from Stay re: 113 Cross Ridge Court, Saylorsburg, PA filed by Emmanuel Argentieri on behalf of US Bank and Answer (#63)

Dkt #: **Rel #:** 62

ATTORNEY: DAVID S. GELLERT (JANINE SHAHIN, VINCENT S. SHAHIN)

ATTORNEY: EMMANUEL JOSEPH ARGENTIERI (US BANK, NA AS LEGAL TITLE TRUSTEE FOR T)

5:14-BK-03177-JJT

SCOTT ROBERT & JEAN M TRAVER

CH: 7

#11

Motion (#45) for Relief from Stay re: 2008 Ford F250 filed by Howard Gershman, Esq. on behalf of Ford Motor Credit and Answer (#47)

Dkt #: **Rel #:** 45

VACATED: STIPULATION TO BE FILED

ATTORNEY: MARK J. CONWAY (JEAN M TRAVER, SCOTT ROBERT TRAVER)

ATTORNEY: HOWARD GERSHMAN (FORD MOTOR CREDIT COMPANY, LLC)

5:14-BK-03603-JJT

BARRY D. & LEE BEATON

CH: 13

#12

Motion (#48) for Relief from Stay re: 2011 Chevrolet Cruze filed by William Craig, Esq. on behalf of Santander Consumer. Answers due 3/16/15

Dkt #: **Rel #:** 48

VACATED: NO ANSWER FILED ORDER TO BE ENTERED

ATTORNEY: BRADLEY WARREN WEIDENBAUM (BARRY D. BEATON, LEE BEATON)

ATTORNEY: WILLIAM E. CRAIG (SANTANDER CONSUMER USA INC.)

09:30 AM

5:14-BK-03938-JJT

BARBARA AYALA

CH: 13

#13

Motion (#27) for Relief from Stay re: 2181 Lake Drive, Henryville, PA filed by Joseph Dessoye, Esq. on behalf of Nationstar Mortgage. Answers due 3/5/15

Dkt #: **Rel #:** 27

VACATED: NO ANSWER FILED ORDER TO BE ENTERED

ATTORNEY: TIMOTHY B. FISHER (BARBARA AYALA)

ATTORNEY: JOSEPH ANGELO DESSOYE (NATIONSTAR MORTGAGE LLC)

5:14-BK-04101-JJT

FRANK & DINA A. SHEPARD

CH: 13

#14

Motion (#30) for Relief from Stay re: 2011 Audi A4 filed by William Craig, Esq. on behalf of Americredit Financial Services. Answers due 3/8/15

Dkt #: **Rel #:** 30

VACATED: NO ANSWER FILED ORDER TO BE ENTERED

ATTORNEY: MICHAEL J MCCRYSTAL (DINA A. SHEPARD, FRANK SHEPARD)

ATTORNEY: WILLIAM E. CRAIG (AMERICREDIT FINANCIAL SERVICES, INC. DBA)

5:14-BK-04165-JJT

GILBERT FRANK & LUANN WALTER

CH: 13

#15

Motion (#31) for Relief from Stay re: 436 Ridge Road, Stroudsburg, PA filed by Alfred Pierce, Esq. on behalf of Lafayette Ambassador Bank and Answer (#33)

Dkt #: **Rel #:** 31

ATTORNEY: PATRICK JAMES BEST (GILBERT FRANK WALTER, LUANN WALTER)

ATTORNEY: ALFRED S PIERCE (LAFAYETTE AMBASSADOR BANK)

5:14-BK-04282-JJT

SALVATORE J. & SUSAN E. CATALANO, 2ND

CH: 13

#16

Motion (#42) for Relief from Stay re: 1002 West Main Street f/k/a 1000 Main Street, Stroudsburg, PA filed by Christopher DeNardo, Esq. on behalf of Everbank and Answer (#45)

Dkt #: **Rel #:** 42

VACATED: MOTION WITHDRAWN

ATTORNEY: BRADLEY WARREN WEIDENBAUM (SALVATORE J. CATALANO, 2ND, SUSAN E. CATALANO)

ATTORNEY: CHRISTOPHER A DENARDO (EVERBANK)

09:30 AM

5:14-BK-04475-JJT

VINCENT J. SPARANEY

CH: 13

#17

Motion (#42) for Relief from Stay re: 1025 Cedar Avenue, Scranton, PA filed by Dominick Pannunzio, Esq. on behalf of UFCW Credit Union. Answers due 2/26/15

Dkt #: **Rel #:** 42

VACATED: NO ANSWER FILED ORDER TO BE ENTERED

ATTORNEY: TULLIO DELUCA (VINCENT J. SPARANEY)

ATTORNEY: DOMINICK P. PANNUNZIO (UFCW FEDERAL CREDIT UNION)

5:14-BK-04567-JJT

DAVID MICHAEL & NICHOLE MARIE HEATHERMAN

CH: 7

#18

Motion (#21) for Relief from Stay re: 2012 Mitsubishi Outlander filed by William Craig, Esq. on behalf of Wells Fargo Bank. Answers due 3/16/15

Dkt #: **Rel #:** 21

VACATED: NO ANSWER FILED ORDER TO BE ENTERED

ATTORNEY: JASON PAUL PROVINZANO (DAVID MICHAEL HEATHERMAN, NICHOLE MARIE HEATHERMAN)

ATTORNEY: WILLIAM E. CRAIG (WELLS FARGO BANK, N.A., D/B/A WELLS FARGO)

5:14-BK-05205-JJT

MARGARITA L. MORALES

CH: 7

#19

Motion (#10) for Relief from Stay re: 171 Woods Crossing, Saylorsburg, PA filed by Joshua Goldman, Esq. on behalf of KML Law Group. Answers due 2/15

Dkt #: **Rel #:** 10

VACATED: NO ANSWER FILED ORDER TO BE ENTERED

ATTORNEY: PHILIP W. STOCK (MARGARITA L. MORALES)

ATTORNEY: JOSHUA I GOLDMAN (M&T BANK)

5:14-BK-05692-JJT

BRIAN PHILLIP & TAMARA JOY BUTLER

CH: 13

#20

Motion (#19) for Relief from Stay re: 1220 Mount Cobb Road, Jefferson Township, PA filed by James Shoemaker, Esq. on behalf of PennStar Bank. Answers due 3/5/15

Dkt #: **Rel #:** 19

VACATED: NO ANSWER FILED ORDER TO BE ENTERED

ATTORNEY: TIMOTHY B. FISHER (BRIAN PHILLIP BUTLER, TAMARA JOY BUTLER)

ATTORNEY: JAMES T. SHOEMAKER (PENNSTAR BANK, A DIVISION OF NBT BANK, N)

09:30 AM

5:15-BK-00283-JJT

AMY JEAN CUTRONA

CH: 7

#21

Motion (#11) for Relief from Stay re: 1119 South Irving Avenue, Scranton, PA filed by Mary Kennedy, Esq. on behalf of The Bank of New York Mellon. Answers due 3/9/15

Dkt #: **Rel #:** 11

VACATED: NO ANSWER FILED ORDER TO BE ENTERED

ATTORNEY: JASON PAUL PROVINZANO (AMY JEAN CUTRONA)

ATTORNEY: MARY F KENNEDY (THE BANK OF NEW YORK MELLON, F/K/A THE B)

5:14-BK-05604-JJT

JAMES TALLARCIO & LOURDES K TALLARICO

CH: 7

#22

Notice (#11) for Examination under Rule 2004 of Debtors filed by Richard Jordon, Esq. on behalf of Richard Jordan and Objection (#12) and Motion (#13) to Strike Objection filed by Richard Jordan, Esq.

Dkt #: **Rel #:** 12

ATTORNEY: MARK J. CONWAY (JAMES TALLARCIO, LOURDES K TALLARICO)

ATTORNEY: RICHARD M JORDAN (RICHARD M JORDAN)

5:14-BK-02356-JJT

KEVIN R. & JUANITA R. VENESKI

CH: 7

#23

- 1) Objection (#48) to Homestead Exemption and Exemption Claimed Pursuant to 11 USC Section 522(d)(10) filed by Shawn McClure, Esq. on behalf of Harris Lienwand

Dkt #: **Rel #:** 48

- 2) Motion (#49) to Enlarge Deadlines (Objection to Dischargeability) filed by Shawn McClure, Esq. on behalf of Harris Lienwand

****Shawn McClure, Esq. via CourtCall**

Dkt #: **Rel #:** 49

ATTORNEY: JOHN H. DORAN (JUANITA R. VENESKI, KEVIN R. VENESKI)

ATTORNEY: SHAWN P. MCCLURE (HARRIS D LIENWAND)

5:14-BK-03625-JJT

ANN MARIE KATHARINE QUOOS

CH: 13

#24

Objection (#44) to Claim Number 5 of Citifinancial filed by Debtor

Dkt #: **Rel #:** 31

ATTORNEY: MATTHEW CHRISTIAN WALDT (CITIFINANCIAL SERVICING LLC)

OTHER: ANN MARIE KATHARINE QUOOS, PRO SE

09:30 AM

5:10-BK-00339-JJT

#25

RICHARD E. & PATRICIA A. BAUER

CH: 12

Motion (#185) to Modify Confirmed Plan Post Confirmation filed by Tullio DeLuca, Esq. on behalf of Debtors and Objection (#195) filed by Trustee

Dkt #: **Rel #:** 185

TRUSTEE: WILLIAM G SCHWAB (TRUSTEE)

OTHER: STEPHEN KOPKO, ESQ. ATTY. FOR DEBTORS

5:12-BK-04051-JJT

#26

DAVID L KEHLER

CH: 7

Motion (#561) for Free and Clear Sale re: 0 Railroad Avenue, Frackville, PA filed by Trustee

**William Schwab, Esq. via CourtCall

Dkt #: **Rel #:** 566

ATTORNEY: JOHN ANTHONY DIGIAMBERARDINO (DAVID L KEHLER)

5:09-BK-00028-JJT

#27

DAVID A MORGAN

CH: 7

Motion (#83) for Disgorgement filed by Jill Spott, Esq. on behalf of Trustee

Dkt #: **Rel #:** 83

ATTORNEY: JILL M. SPOTT (ROBERT P. SHEILS, JR (TRUSTEE))

5:12-BK-03412-JJT

#28

JONATHAN C MUSSELMAN

CH: 7

Motion (#118) to Dismiss for failure to provide a copy of federal tax returns. Objections due 2/22/15.

Dkt #: **Rel #:** 118

TRUSTEE: MICHAEL G OLEYAR (TRUSTEE)

ATTORNEY: MICHAEL PATRICK GILES (JONATHAN C MUSSELMAN)

5:08-BK-51934-JJT

#29

JOSEPH M. PINTO & LISA A. MANCHAK

CH: 13

Motion (#81) to Impose Sanctions for Violation of the Discharge Injunction filed by Tullio DeLuca, Esq. on behalf of Debtors. Answers due 2/15

Dkt #: **Rel #:** 81

VACATED: CONTINUED TO 4/23/15

ATTORNEY: TULLIO DELUCA (JOSEPH M. PINTO, LISA A. MANCHAK)

09:30 AM

5:09-BK-07995-JJT

ROBERT LEO & MARY E. PADDEN

CH: 13

#30

Motion (#54) for contempt citation and damages filed by Lisa Doran, Esq. on behalf of Debtors

Dkt #:

Rel #: 54

VACATED: STIPULATION TO BE FILED

ATTORNEY: LISA M. DORAN (MARY E. PADDEN, ROBERT LEO PADDEN)

ATTORNEY: ANDREW K STUTZMAN (HSBC FINANCE CORPORATION)

5:13-BK-02366-JJT

SHELLY'S FAMILY RESTAURANT, INC.

CH: 11

#31

Amended Disclosure Statement (#81) and Objection (#85) filed by Brenda Bishop, Esq. on behalf of PA Department of Revenue

****Brenda Bishop, Esq. via CourtCall**

Dkt #:

Rel #: 81

ATTORNEY: BRIAN E MANNING (SHELLY'S FAMILY RESTAURANT, INC.)

ATTORNEY: BRENDA SUE BISHOP (PA DEPARTMENT OF REVENUE)

5:12-BK-01012-JJT

ANTHONY W. TERRINONI

CH: 7

#32

Motion (#86) to Consolidate Lead Case 5:12-bk-01012 with 5-13-bk-04725 filed by J. Zac Christman, Esq. on behalf of Michael Oleyar, Esq. Objections due 3/14/15

Dkt #:

Rel #: 86

ATTORNEY: J. ZAC CHRISTMAN (MICHAEL G OLEYAR (TRUSTEE))

ATTORNEY: MARK J. CONWAY (ANTHONY W. TERRINONI)

5:13-BK-04725-JJT

GERI LYNN MARIE TERRINONI

CH: 7

#33

Motion (#86) to Consolidate Lead Case 5:12-bk-01012 with 5-13-bk-04725 filed by J. Zac Christman, Esq. on behalf of Michael Oleyar, Esq. Objections due 3/14/15

Dkt #:

Rel #: 40

ATTORNEY: JASON PAUL PROVINZANO (GERI LYNN MARIE TERRINONI)

ATTORNEY: J. ZAC CHRISTMAN (MICHAEL G OLEYAR (TRUSTEE))

09:30 AM

5:10-BK-06556-JJT

DIJAN, INC.

CH: 7

#34

- 1) Motion (#653) to Confirm Court Order dated October 29, 2014, as to Commonwealth of PA Department of Revenue filed by Trustee and Objection (#667) filed by Donald Gardner, Esq.
Dkt #: **Rel #:** 653

- 2) Motion (#654) to Confirm Court Order dated October 29, 2014 as to the IRS

****Brenda Bishop, Esq., William Schwab, Esq., D. Brian Simpson, Esq. via CourtCall**
Dkt #: **Rel #:** 654

ATTORNEY: WILLIAM G. SCHWAB & ASSOCIATES (WILLIAM G SCHWAB (TRUSTEE))
ATTORNEY: BRIAN E MANNING (DIJAN, INC.)
ATTORNEY: WILEY REIN, LLP (DIJAN, INC.)
ATTORNEY: MARK J. CONWAY (DIJAN, INC.)
ATTORNEY: DONALD K GARDNER (COMMONWEALTH OF PENNSYLVANIA)
ATTORNEY: D BRIAN SIMPSON (IRS)

5:14-BK-00883-JJT

DERMOT A. & BROOKE B. O'HARE

CH: 7

#35

Motion (#43) to Impose Sanctions for Violation of Discharge Injunction filed by Tullio DeLuca, Esq. on behalf of Debtors.
Dkt #: **Rel #:** 43

VACATED: CONTINUED TO 4/23/15

ATTORNEY: TULLIO DELUCA (BROOKE B. O'HARE, DERMOT A. O'HARE)
OTHER: NORTHERN LEASING SYSTEMS

09:30 AM

5:14-BK-00237-JJT

DAVID J. THOMPSON MAILING CORPORATION

CH: 11

#36

- 1) Application (#137) for payment of administrative expenses filed by Jane Smedley, Esq. on behalf of Continuous Printing Solutions, Inc. and Objection (#153) filed by William Byrne, Esq.

Dkt #: **Rel #:** 137

VACATED: APPLICATION WITHDRAWN AS MOOT BY SETTLEMENT

- 2) Application (#138) for payment of administrative expenses filed by Jane Smedley, Esq. on behalf of MCS Services and Objection (#153) filed by William Byrne, Esq.

Dkt #: **Rel #:** 138

VACATED: APPLICATION WITHDRAWN AS MOOT BY SETTLEMENT

- 3) Motion (#199) to Assume Executory Contracts or Unexpired Leases filed by William Byrne, Esq. on behalf of Debtor and Objection (#202) filed by Kimberly Bonner, Esq. on behalf of Sharon Thompson and Matthew Chabal; Debtor's Response (#205) to (#202)

Dkt #: **Rel #:** 199

VACATED: CONTINUED TO 5/21/15

ATTORNEY: WILLIAM L BYRNE (DAVID J. THOMPSON MAILING CORPORATION)

ATTORNEY: KIMBERLY A BONNER (SHARON G. THOMPSON AND MATTHEW CHABAL, I)

ATTORNEY: JANE THERESA SMEDLEY (CONTINUOUS PRINTING SOLUTIONS, INC., MCS SERVICES, INC.)

5:14-BK-05035-JJT

BRIAN MONTENEGRO

CH: 7

#37

Motion (#32) to Reconsider Order granting Relief from Automatic Stay filed by Brian Montenegro

**Ann Swartz, Esq. via CourtCall

Dkt #: **Rel #:** 32

ATTORNEY: MARISA MYERS COHEN (WILMINGTON SAVINGS FUND SOCIETY, FSB, DO)

OTHER: BRIAN MONTENEGRO, PRO SE

10:30 AM

5:14-BK-03250-JJT

ROBERT P & VELMA E DAVIS

CH: 7

#38

Reaffirmation Agreement (#16) between Debtor and Toyota Motor Credit Corporation

Dkt #: **Rel #:** 16

VACATED: REAFFIRMATION RESCINDED

ATTORNEY: KENT DOUGLAS WATKINS (ROBERT P DAVIS, VELMA E DAVIS)

10:30 AM

5:14-BK-05035-JJT

#39

BRIAN MONTENEGRO

CH: 7

Reaffirmation Agreement (#16) between debtor and BMW Bank North America (without certification signed by attorney)

Dkt #: **Rel #:** 16

OTHER: BRIAN MONTENEGRO, PRO SE

5:14-BK-05552-JJT

#40

RUTH ANN KERSTETTER

CH: 7

Reaffirmation Agreement (#14) between debtor and Hynundi Motor Finance Company

Dkt #: **Rel #:** 14

VACATED: CONTINUED TO 5/21/15

ATTORNEY: JILL M. SPOTT (RUTH ANN KERSTETTER)

5:14-BK-05684-JJT

#41

JAMES R. KLOCK

CH: 7

Reaffirmation Agreement (#9) between debtor and Chemung Canal Trust Co

****Kienan Crowley, Esq. via CourtCall**

Dkt #: **Rel #:** 9

ATTORNEY: KIERNAN M. CROWLEY (JAMES R. KLOCK)

5:14-BK-05443-JJT

#42

KIMBERLY A THROOP

CH: 7

REAFFIRMATION AGREEMENT BETWEEN DEBTOR AND PNC MORTGAGE, A DIVISION OF PNC BANK, NA (WITH CERTIFICATION SIGNED BY ATTORNEY FOR DEBTOR) FILED BY PNC MORTGAGE A DIVISION OF PNC BANK NA.

Dkt #: 12 **Rel #:** 10

ATTORNEY: KEVIN M WALSH (KIMBERLY A THROOP)

02:00 PM

4:14-BK-01825-JJT

#43

MINUTEMAN SPILL RESPONSE, INC.

CH: 11

Motion (#529) for Order Authorizing Private Sale of Vehicles Free and Clear of Liens

Dkt #: **Rel #:** 530

ATTORNEY: KENNETH E AARON (MINUTEMAN SPILL RESPONSE, INC.)

ATTORNEY: BONNIE R GOLUB (MINUTEMAN SPILL RESPONSE, INC.)

ATTORNEY: WILLIAM E. KELLEHER (MANUFACTURERS AND TRADERS TRUST COMPANY)

ATTORNEY: JILL L LOCNIKAR (MANUFACTURERS AND TRADERS TRUST COMPANY)